



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patent, Washington, D.C. 20231 on March 7, 2001
Richard S. Echler, Sr. 41,006
Name of Agent Registration No.
Signature of Attorney or Agent

Sector #3

P&G Case 7917M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Hamersky et al :
Serial No. 09/759,864 :
Filed January 12, 2001 :
For: Systems for Controlling Plant and :
Flower Moisture Transpiration Rates :

RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Attached is a declaration filed pursuant to 37 CFR 1.67(a). In a "Notice to File Missing Parts of Application - Filing Date Granted" mailed by the Patent and Trademark Office (PTO) on 2/28/2001, the PTO notified Applicants' attorney that the declaration filed with the above-identified application was missing. The attached declaration corrects this deficiency. A copy of the Notice to File Missing Parts is also attached.

The Commissioner is hereby authorized to charge payment of the \$130.00 surcharge set forth in 37 CFR 1.16(e) to Deposit Account No. 16-2480. The Commissioner is also hereby authorized to charge payment of any patent application processing fees under 37 CFR Sections 1.16 and 1.17 associated with this communication or credit any over-payment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.

The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Respectfully submitted,

By Richard S. Echler, Sr.
Richard S. Echler, Sr.
Agent for Applicant(s)
Registration No. 41,006
(513) 627-0079

March 7, 2001
Cincinnati, OH



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

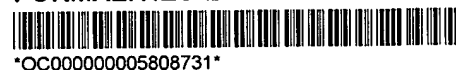
APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/759,864	01/12/2001	Steven Daryl Smith	7917M

Richard S. Echler
The Procter & Gamble Company
Miami Valley Laboratories
P. O. Box 538707
Cincinnati, OH 45253-8707



CONFIRMATION NO. 2406

FORMALITIES LETTER



OC000000005808731

Date Mailed: 02/28/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Melhan T. B. B. B.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/14/2001 JADD01 00000061 162480 09759864

01 FC:105 130.00 CH